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PATENT & TRADEMARK

2683

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
14553

In Re Application of: **Hisayoshi Usui**

Serial No.
09/839,096

Filing Date
April 20, 2001

Examiner
Kiet T. Le

Group Art Unit
2683

Title: **MOBILE TELEPHONE SYSTEM CAPABLE OF EFFICIENTLY UTILIZING GPS INFORMATION
EVEN IF DIRECT RECEPTION BY A MOBILE TELEPHONE APPARATUS IS DIFFICULT**

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TO THE COMMISSIONER FOR PATENTS:

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Technology Center 2600

Transmitted herewith is:

Response to Requirement for Restriction

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
 - ☐ Charge the amount of _____
 - ☐ Credit any overpayment.
 - ☒ Charge any additional fee required.

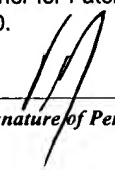
19-1013 SSMP



Signature

Dated: **DECEMBER 11, 2003**

Paul J. Esatto, Jr., Reg. No. 30,749
Customer No. 23389

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<i>Signature of Person Mailing Correspondence</i>	
Paul J. Esatto, Jr.	
<i>Typed or Printed Name of Person Mailing Correspondence</i>	

cc:



#8
AIA
12/19/03

Applicant: Hisayoshi Usui

Examiner: Kiet T. Le

Serial No: 09/839,096

Art Unit: 2683

Filed: April 20, 2001

Docket: 14553

For: MOBILE TELEPHONE SYSTEM
CAPABLE OF EFFICIENTLY
UTILIZING GPS INFORMATION
EVEN IF DIRECT RECEPTION BY A
MOBILE TELEPHONE APPARATUS
IS DIFFICULT

Dated: Dec. 11, 2003

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P. O. Box 1450
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RESPONSE TO REQUIREMENT FOR RESTRICTION

Sir:

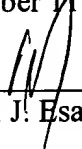
Pursuant to the Restriction Requirement imposed in the Official Action dated November 13, 2003, applicant provisionally elects the claims of Group I, i.e., Claims 1-7, for continued prosecution herein.

Claims 1-15 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. §121. Specifically, the Official Action avers that the following inventions are present in the claims:

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 11, 2003.

Dated: December 11, 2003



Paul J. Esatto, Jr.

Group I, Claims 1-7, related to using position information from a mobile telephone base station instead of the position data of the mobile telephone apparatus;

Group II, Claims 8-12, related to using external position data of an external GPS unit instead of the position data of the mobile telephone apparatus; and

Group III, Claims 13-15 related to using previous data obtained last as the position data of the mobile telephone apparatus.

It is the Examiner's position that the inventions listed as Groups I II, and III are distinct from each other.

In response to the Examiner's requirement for restriction, applicant provisionally elects to prosecute the subject matter of Group I, Claims 1-7. However, applicant reserves the right under 35 U.S.C. §121 to file one or more divisional applications directed to the non-elected claims in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,



Paul J. Esatto, Jr.
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